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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/764,475	01/17/2001	Toru Kuwahara	450128-04024	6639

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EXAMINER

GRAHAM, CLEMENT B

ART UNIT PAPER NUMBER

3628

DATE MAILED: 06/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/764,475

Applicant(s)

KUWAHARA ET AL.

Examiner

Clement B Graham

Art Unit

3628

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 07 March 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1,2,5,6,8,9,12,13,15,16 and 25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,2,5,6,8,9,12,13,15,16 and 25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

**DETAILED ACTION**

1. Claims 1, 2, 5-6, 8-9, 12-13, 15-16, and 25, remained pending and Claims 3-4, 7, 10-11, 14, 17-24, 26-40 has been deleted.

**Claim Rejections - 35 USC § 102**

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1, 2, 5-6, 8-9, 12-13, 15-16, and 25, are rejected under 35 U.S.C. 102(e) as being anticipated by Bogosian et al (Hereinafter Bogosian U.S Patent No. 6, 760, 470).

As per claim 1, Bogosian discloses a method of processing a reception of an order on-line business comprising the steps of:

carrying out processing for receiving an on-line input of order information on specified business from an orderer.(“i. e, “buyer”) and processing for obtaining payment certifying information for certifying payment for the order.(see column 13 lines 23-55) and after receiving the order information, supplying the orderer on on-line output and by displaying on a screen an information indicating that the order has been received.(i. e, “order confirmation page” see 13 lines 37-50) before a result of authorization about the payment certifying information is presented.(see column 13 lines 23-55).

As per claim 2, Bogosian discloses wherein the payment certifying information is information for certifying that the payment is made using a credit card.(see column 13 lines 23-55).

As per claim 5, Bogosian discloses a system for processing business which receives an order on business through a network comprising:  
order reception processing means for carrying out processing for receiving an on-line input of order information on specified business from an orderer.(“i. e, “buyer”) carried out through the network.(see column 13 lines 23-55) and processing for obtaining

payment certifying information for certifying payment for the order.(see column 13 lines 23-55) and authorization request processing means for carrying out processing for requesting authorization about the payment certifying information.(see column 13 lines 23-55) the order reception processing means, on receiving the input of the order information, carrying out processing for transmitting information for displaying a screen indicating that the order has been received to the orderer through the network, before a result of authorization about the payment certifying information is presented. (see column 13 lines 23-55).

As per claim 6, Bogosian discloses wherein the order reception processing means and the authorization request processing means comprise; hardware systems different from each other, the order reception processing means comprising a first system. ("i. e, "buyer system" Note Fig:1") and the authorization request processing means comprising a second system. ("i. e, host web site Note Fig:1") the first system comprising means for transmitting the payment certifying information to the second systems, the second system comprising means for receiving the payment certifying information from the first, a plurality of the second systems are disposed the first system further comprises means for selecting a second system to which to transmit the payment certifying information and the means for selecting the second system selects one second system form the plurality of the second systems. (see column 13 lines 23-55).

As per claim 8, Bogosian discloses wherein the payment certifying information is information for certifying the payment using a credit card. (see column 13 lines 23-55).

As per claim 9, Bogosian discloses wherein the order reception processing means receives the order of purchasing goods as business. (see column 13 lines 23-55).

As per claim 12, Bogosian discloses a system for processing business which receives an order on business through a network comprising: order reception processing means for carrying out processing for receiving an on-line input of order information on specified business from an orderer ("i. e, "buyer") carried out through the network.(see column 13 lines 23-55) and processing for obtaining

Art Unit: 3628

payment certifying information for certifying payment for the order.(see column 13 lines 23-55) and authorization request processing means for carrying out processing for requesting authorization about the payment certifying information (see column 13 lines 23-55) the order reception processing means, on receiving the input of the order information, carrying out processing for displaying on the web page transmitting information indicating that the order has been received before a result of authorization about the payment certifying information is presented. (see column 13 lines 23-55).

As per claim 13, Bogosian discloses wherein the order reception processing means and the authorization request processing means comprise; hardware systems different from each other, the order reception processing means comprising a first system. ("i. e, "buyer" Note Fig:1") and the authorization request processing means comprising a second system. ("i. e, host web site Note Fig:1") the first system comprising means for transmitting the payment certifying information to the second system, the second system comprising means for receiving the payment certifying information from the first system and a plurality of the second systems are disposed the first system further comprises means for selecting a second system to which to transmit the payment certifying information and the means for selecting the second system selects one second system form the plurality of the second systems. (see column 13 lines 23-55).

As per claim 15, Bogosian discloses wherein the payment certifying information is information for certifying the payment using a credit card. (see column 13 lines 23-55).

As per claim 16, Bogosian discloses wherein the order reception processing means receives the order of purchasing goods as business. (see column 13 lines 23-55).

As per claim 25, Bogosian discloses a system for processing business which receives an order for purchasing business which receives an order for purchasing goods on a Web page comprising:

a first system. ("i. e, host web site Note Fig:1") comprising:

order reception processing means for carrying out processing for receiving an on-line

input of order information on specified business carried out on the Web page, and processing for obtaining payment certifying information for certifying payment for the order. (see column 13 lines 23-55)

first authorization ("i. e. user registration") request processing means for carrying out processing for requesting an authorization about the payment certifying information .(see column 13 lines 23-55 and column 13 line 65 and column 14 lines 1-4) and payment certifying information transmitting means for transmitting outside payment certifying information corresponding to an authorization request for which the first authorization request processing means does not carry out processing.(see column 5 lines 20-33 and column) and one or more second systems.("i. e, "buyers" Note Fig:1") each comprising:

payment certifying information receiving means for receiving the payment certifying information transmitted from the first system. (see column 13 lines 23-55) and second authorization.("i. e, 1-click-purchasing") request processing means for carrying out processing for requesting authorization about the received payment certifying information. (see column 13 lines 23-55) the order reception processing means, on receiving the input of the order information, carrying out processing for displaying on the Web page information indicating that the order has been received, before a result of authorization about the payment certifying information is presented. (see column 13 lines 23-55)

#### **Response to Arguments**

4. Applicant's arguments files on 03/7/05 have been fully considered but they are not persuasive for the following reasons.
5. In response to applicant's arguments regarding Bosgosian.
6. In response to Applicant's arguments regarding claim 1, that references fail to teach or suggest" a method of processing a reception of an order on-line business comprising the steps of business from an orderer and processing for obtaining payment certifying information for certifying payment for the order; and after receiving the order information, supplying the orderer on on-line output and by displaying on a screen an

information indicating that the order has been received, before a result of authorization about the payment certifying information is presented”.

However these limitations were previously addressed as stated, Bosgosian teaches carrying out processing for receiving an on-line input of order information on specified business from an orderer “i. e, “buyer” and processing for obtaining payment certifying information for certifying payment for the order see column 13 lines 23-55 and after receiving the order information, supplying the orderer an on-line output of information indicating that the order has been received i. e, “order confirmation page see column 13 lines 37-50 and after receiving the order information, carrying out processing for requesting authorization about the payment certifying information. see column 13 lines 23-55, therefore it is inherently clear that Applicant's claimed limitations were addressed within the teachings of Bosgosian.

7. In response to Applicant's arguments regarding claim 1, that references fail to teach or suggest” a particular sequence for these operations : (a) receiving order information, then (b) displaying on a screen information indicating the order has been received, and then (c) presenting an authorization result”.

However Bosgosian discloses displaying an order confirmation page see column 13 lines 37-50, further it is inherent that this confirmation page being display would have been confirming an order received.

### **Conclusion**

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

Art Unit: 3628

the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication from the examiner should be directed to Clement Graham at (703) 305-1874. The examiner can normally be reached on Monday, Tuesday, and Wednesday from 5:30AM. to 6:00PM.

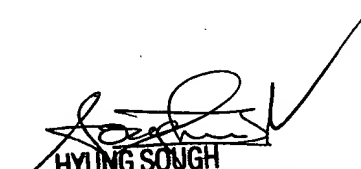
9. If any attempt to reach the examiner by telephone is unsuccessful, the examiner's supervisor, Sam Hyung can be reached on (703) 305-0505.

The Official Fax Number for TC-3600 is: (703) 305-7687

Clement Graham

Patent Examiner

May 20, 2005

  
HYUNG SOUGH  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600